

IN THE UNITED STATES DISTRICT COURT FOR  
THE DISTRICT OF MARYLAND

FILED \_\_\_\_\_ ENTERED \_\_\_\_\_  
LOGGED \_\_\_\_\_ RECEIVED \_\_\_\_\_

Ms. Charles Canter  
s/17/B: Amber Maree Canter<sup>①</sup>  
#426177 / #2979573  
14100 McMullen Hwy SW  
Cumberland Md 21502  
Plaintiff

APR 03 2017  
AT BALTIMORE  
CLERK U.S. DISTRICT COURT  
DISTRICT OF MARYLAND  
BY \_\_\_\_\_ DEPUTY

CIVIL ACTION NO. \_\_\_\_\_

V.  
DPS's secretary of Corrections  
Stephen T. Moyer;  
DR. Ashraff Mamboub, NBCE  
medical Doctor; CRNP Krista  
Bilak; MR. Bruce Liller - MS -  
LCPC mental health Director at  
NBCE; DR. Harry Murphy, DPM  
Regional Mental Health Director;  
Ms. Laven Bitzel, NBCE LCPC;  
Assistant Warden Jeffery Wines;  
at NBCE; Dr. Robustiano  
Barrera Regional Medical  
Director; Dr. Randall Nero -  
Director of DPS's Mental Health;  
Dr. Sharon Baulcom, DPS's Med.  
Director. 6776 Reisterstown Rd  
Baltimore Maryland 21215

JURY TRIAL DEMAND

// - // - // DEFENDANTS // - //

FIN

① Plaintiffs Canter's NAME will be changing New Brito city circuit  
COURT legally TO Amber Maree Canter within next 90 days

## 28 U.S.C. CIVIL RIGHTS ACTION'S JURISDICTION & VENUE

This Civil Rights Action authorized by 42 U.S.C. Section 1983 to redress the deprivation, under color of state law, of rights secured by the Constitution of the United States. The Court has Jurisdiction under 28 U.S.C. 1331 and 1343 (a)(3). Plaintiff seeks declaratory relief pursuant to 28 U.S.C. Section 2201 and 2202. Plaintiff's Claims for injunctive relief are authorized by 28 U.S.C. section 2283 and 2284 and Rule 65 of the Federal Rules of Civil Procedure.

The Maryland United States District Court, is the appropriate venue under 28 U.S.C. section 1391 (b)(2) because it is where the events giving rise to this claim occurred.

### I. PLAINTIFF

Plaintiff, Ms. Charles Robert Canter / soon to be changed to Amber Moree Canter, is and was at all times mentioned herein a prisoner of the state of Maryland in the custody of the Maryland Department of Public Safety and Correctional Services. She is currently being housed at Northbranch Correctional Facility located at 14100 McMillen Hwy - Cumberland Maryland 21502.

## II. DEFENDANT'S

Defendant, Mr. Stephen T. Moyer, is the Secretary of Dpscs of Maryland. He is legally responsible for the overall operations of the Department of Public Safety and Correctional Services and each institution under his jurisdiction in Maryland, including Northbranch Correctional Facility (NBCF), where Plaintiff is Confined;

Defendant, Dr. Randall S. Nero, is the Director of Mental Health Department of Dpscs of Maryland. He is legally responsible for the overall Mental Health operations of the Department of Public Safety and Correctional Services and each institution under his jurisdiction in Maryland, including Northbranch Correctional Facility (NBCF), where Plaintiff is Confined;

Defendant, Dr. Sharon Baulcom, is the Director of Wexford Medical Services of Dpscs of Maryland. She is legally responsible for the overall Medical Services and its operations of the Department of Public Safety and Correctional Services and its Contracts with each institution under her jurisdiction in Maryland, including Northbranch Correctional Facility (NBCF), where Plaintiff is Confined;

Defendant, Dr. Harry Murphy, is the Western Region Mental Health Director of DPSCS Maryland. He is legally responsible for the overall operation of Mental Health services for the institutions in the Western Regions of Maryland with each institutions under his jurisdiction including Northbranch Correctional Facility (NBCF) where Plaintiff is confined;

Defendant, Dr. Robustiano Barrera, is the Western Region Medical Director of DPSCS of Maryland. He is legally responsible for the overall operations of the Medical Departments for Northbranch Correctional Inst; and Western Correctional Institution with them institutions in his jurisdiction where Plaintiff is housed;

Defendant, Dr. Ashraf Mamboub, is the Northbranch Correctional Institution main Medical Provider. He is legally responsible for the treatment and Clinical services for all inmates that are housed at Northbranch Correctional Institution. Northbranch is the sole jurisdiction of this defendant where the plaintiff is confined;

Defendant, Mrs Krista Bilak, Certification No. FO914151, is the Northbranch Correctional

institution's Nurse Practitioner, her responsibility and legal responsibility is to assist the provider with providing medical services and the treatment of all inmates that are confined within her jurisdiction at Northbranch Correctional Facility (NBCF) where plaintiff is confined;

Defendant, Mr Bruce Liller, is the Northbranch Correctional Institutions Mental Health program Director, He Masters in Science LCPC, his responsibility and legal obligation is the overall operations of the psychology Department and its services at Northbranch Correctional Facility (NBCF), where plaintiff is confined;

Defendant, Mrs Lauren Bitzel, is the Northbranch Correctional Institutions Mental Health Counselor for the (SMU) Housing Unit one, she is a LCPC, her responsibility and legal obligation is to provide Mental Health services to inmates at Northbranch Correctional Institutions Lock up Housing unit, where Plaintiff is confined;

Defendant, Jeffery Nives, is the Assistant warden of Northbranch Correctional Facility (NBCF), He is legally responsible

For the operation's of programs and services of Northbranch Correctional Institution, and for the safety and welfare of all inmates who are housed at his institution.

Each of the Above Defendant's is sued individually and in his or her official Capacity. At all times mentioned in this Complaint each defendant acted Under the Color of State law.

### III. STATEMENT OF FACTS

Since 2013 Plaintiff Ms. Canter has been diagnosed with Gender Identity Disorder which is known now as Gender Dysphoria "(GD)", Plaintiff she has been incarcerated since 2013, April, prior to incarceration Plaintiff was living her daily life as a female out on the streets and was receiving her hormonal and testosterone devertant therapy on whats called the Black Market by a licenced Medical provider she was receiving the following Medications; 1). Premarin 25 mg - Injection's one time per week; 2). Premarin-tablets 1.25 mgs 3 po Tid; 3). Delesqin - 40mg /1 1/2 cc's one time per week; and 4). Spironolactome 50 mg tablet one time per

day which is a testosterone devertant. then when I got incarcerated I was taken off of All my medications and not gotten them from Defendants since I've been incarcerated I've been forced to by Delisin tabs illegally from Camp correctional and medical staff Defendants tell me that per the DPSCS - "FREEZE FRAME POLICY" and "Blanket Ban" Both which are unconstitutional (I am being frozen at where I was at when I got locked up.

so since Plaintiff has been incarcerated She has Attempted to Kill her self over (18) times unsuccessful due to the fact plaintiff is unable to continue her Quest to transform to A female or live her life As A female plaintiff has been denied Gender Reassignment Surgery and any other Hormonal treatment to this date Plaintiff is only receiving a (45) minute counseling session one time per month. and is receiving no form of treatment to treat or manage her Gender Dysphoria issue.

Since May 10<sup>th</sup> 2016, Plaintiff has been housed at Northbranch - Correctional Institution and has continued her Quest at receiving treatment for her gender dysphoria issue and

defendant Bruce Liller refuses to give  
 plaintiff the Diagnoses of Gender dysphoria  
 so Medical can treat or send the  
 plaintiff to A Provider at an off-  
 Site Doctors office who has the Qualif-  
 ications to treat male Born individuals  
 who feel they are females and  
 who are trying to transform to A  
 Sex Change to Female. I expressed  
 to Defendant Liller, and Bietzel of  
 my Desire not wanting to live any-  
 longer because of seeing a penis  
 and A look of a Male in the  
 Mirror. and that I Am Constantly  
 Depressed over these issues and they  
 tell me that I Am Not A individual  
 that Qualifies to be "gender dysphoria"  
 I dont Meet the Criteria. and  
 when I ask what that Criteria  
 is they refuse to tell me. Since I  
 been Under Defendants Liller, Bietzel  
 and Murphys Care I attempted to  
 Kill my self (3) times of hanging  
 and I been on (2) starvation  
 Diets and I attempted Self-Casta-  
 tion in December 2016 which was  
 unsuccessfull Just caused long term  
 injury and pain to the testicles on  
 my Body. I reached out to the

Mental Health Directors who are Defendant Nero and Murphy about these issues and I Am told that they will support what ever course of action that Liller and Beltzel Decided, so I requested of Dr. Murphy on several occasions in Dec<sup>2016</sup>, Jan<sup>2017</sup>, to be sent to someone who can properly evaluate me and make a recommendation for the best course of treatment and I am Denied & keep being told that I Am not a Candidate For a Gender dysphoria Diagnosis so when I make requests to obtain all Mental Health Records out of my mental Health file and the Electronic Patient Health Record Def- Bruce Liller Denies me access to those files & been expressing my Desire to be a female to Defendant Liller since (2009) and he has made it clear to me on several occasions that I will not get his help or approval for and cross-gender treatment. Defendant Lauren Beltzel, Harry Murphy, Bruce Liller are deliberately refusing to treat my apparent need for some form of gender Dysphoria treatment Counseling is not working.

and its causing life threatening side effects.

On April 30<sup>th</sup> 2015, Plaintiff was sent to Western Region Medical Center by Defendant Barrera to have a Mammogram and Ultra Sound on Breast Because of unknown masses or lumps. It was determined by Doctor James Benjamin that the lumps or leakage was caused by Estrogen withdrawal from being taken off of my Estrogen hormonal pills, so since that date I've been making request to go back on my hormone therapy and I've been denied by all defendants except Stephen Moyer because of the defendants deliberate actions my prolactin level has went to dangerous levels up to (30.91 ng/mL) the prolactin level is to be between (3.7-17.9 ng/mL) when I made defendants aware of the fix to this prolactin level I'm shut down. Defendants are abandoning my treatment which could result in my death.

Since at NBCI I've attempted to receive treatment for my gynecomastia but Defendant Bilal and Mombob keep telling me that they are not allowed to treat me for my Gynecomastia because psychology mental health director defendant Bruce Miller tell

them that I'm not diagnosed Gender dysphoria so he will not Approve for the treatment. Since Plaintiff has been at Northbranch the Plaintiff has made several Attempts to receive some type of treatment for her Gender - Dysphoria Issue's and she is denied for example here is a time line for the last 8 months or so.

- 8-24-16, Plaintiff went to succall about Gender dysphoria treatment and was Denied by Defendant Birk;
- 9-2-16, Plaintiff met with Defendant Murphy about being evaluated for Gender dysphoria at An App on Defendant Tiller and to this date has not been seen by the Gender Dysphoria team;
- on 9/13/16; 9/22/16; 10/12/16; 10/20/16; 12/25/16; 1/31/17; 2/7/17; 2/15/17; 2/28/17; 3/11/17; about receiving treatment i.e., Hormone therapy and receive treatment for my gynecomastia; My attempt at self castration; other Medical Issues; and receiving a Castration to been denied treatment which resulted in Plaintiff going

Into A surveillance watch on 1/5/17. and Defendant Beitzel put A False note in EPHR to cover up for Defendant Ziller.

- on 9/15/16; 10/5/16; 11/3/16; 10/22/16; 1/10/17; 1/23/17; 2/3/17; 2/9/17; 3/15/17, had sickcall interviews with Wexford Nurses about sickcalls of Me trying to seek treatment to 1. lower my prolactin level; 2. Get hormone treatment; 3. Get Castrated by a doctor; 4. See A specialist who is qualified to make A Gender dysphoria Diagnoses and recommend treatment.
- on 10-13-16 - I was sent to Western Correctional Institution to get a Chest X-Ray on my Breast to Roll out other injuries over ten Gynecomastia;
- on 10/13/16; 10/29/16; 1-5-17; 1/13/17; 2/2/17; Plaintiff met with Mrs Beitzel this Defendant has fabricated EPHR Document when I come into her office

About expressing my Desire to Die because I wake up and see A Man inbetween my legs about my concern about Defendants Abandoning my serious issue. of the need of treatment to treat my Gender Dysphoria Issue.

- On 1/9/17, I met with Defendant Murphy about receiving a diagnosis of Gender Dysphoria so that medical can treat Plaintiff for her severe medical need of Hormone therapy or even Gender Reassignment surgery

Plaintiff has sent letters and Ours for help to Defendant Baulcom the Medical Director for DPSCS and she states as follows. " Patient has been seen by multiple Mental Health providers none of whom has offered a diagnosis of Gender dysphoria. According to Doc policy. one qualifying factor for gender dysphoria. According to Doc Policies, one qualifying factor for Hormoneal therapy is that hormonal therapy prior to incarceration must be established. This primarily involves those persons currently under treatment

for gender dysphoria in the community who become incarcerated were continuity of care becomes important. I am not aware of the term "gender specialist" to which you refer in your letter. While persons with gender dysphoria present unique issues, any mental health provider licensed in the State of Maryland may consider the diagnosis of gender dysphoria. The staff of the Medical department arranges the appropriate medical consults when appropriate.

Mr. Carter receives ongoing physician and nursing intervention for his condition by requesting to be seen via sick call request.

This letter was sent to Congressman Elijah Cummings, on 10-31-2016.

The fact of the matter of this letter is they are OUTING a UNCONSTITUTIONAL policy called "Freeze frame" policy which freezes a inmate at where they were upon getting locked up & receiving hormonal therapy. New insurance they will give you hormone therapy in prison if you were receiving hormonal therapy from "Black Menet" providers you will not get them in prison. I was diagnosed while at the

Maryland General Hospital Inpatient Psychology Unit with Gender Identity Disorder (GID) which is now called Gender dysphoria.

Ms Defendant Baucom stated that Plaintiff was seen by psychology and she don't meet the requirements to be diagnosed with Gender dysphoria well what's that? Plaintiff Dresses As A Female All times; wears make up; is in the process of changing her name from Charles Canter to Ms Amber Maree Canter New Baltimore City Circuit Court; has been living As A Female since 5 yrs old Mother has verified that on several occasions with Defendant Beitzel. Plaintiff refers to her self As Ms. Canter At All times Baseline Medical file will prove that. What more does plaintiff have to do to get treatment shes depressed on daily basis over being trapped in to wrong Body.

Defendant Stephen Mayer has to this date to intervene on any requests from Plaintiff or Congressional figures as does Defendant knows they have a legal responsibility to insure that all policies and procedures along with the laws are followed at all institutions

and when UAGlet is made aware they are to issue that an investigation is conducted and the Magist stops Defendant Jeffrey Jones is the overseer of Medical, Mental Health Departments have at Northbrook Correctional Institution.

Plaintiff has gone Medical, Mental - Health, Departments' consents to get Records from Maryland General Hospital in Baltimore, Belvedere Assistant living in Baltimore, Belvedere Assistant, Dr. Colin Stacey's office in London, she paid part of the place group home, people encourage people independent living - St. Joseph's Hospital, Johns Hopkins Hospital, Baltimore Crisis Response Unit and they fail to get the records to prove that it been diagnosed prior to prison with Gender Identity Disorder plus it provided photographs of me at in the community as a female.

The fact of the matter is Plaintiff need ~~for~~ treatment to treat her Gender dysphoria issue is being neglected by Defendants. There are people in this world who don't know they are Gender Dysphoria until they are 60-70 yrs old. Defendants are to react right away once it made you aware that I feel depressed.

because I'm Born a Male when inside I  
 feel and relate to a female, once they are  
 made aware of plaintiffs desire to die  
 because shes being forced to be a  
 Male when shes a Female, when it was  
 made aware to Defendant Beitzel, and  
 Liller and Murphy that plaintiff has  
 attempted to cut her testicles off with a  
 rubber band and Mental Health states there  
 is nothing wrong with plaintiff. Mental  
 Health Defendants do not want to give  
 plaintiff the diagnoses because they feel  
 that there giving plaintiff what she  
 wants and out of fear of it causing  
 A domino effect as Defendant Liller has  
 stated on several occasions, also they  
 stated MS. Beitzel "Mr. Liller told me  
 not to give u any diagnosis of Gender  
 dysphoria because of the fact that I  
 keep being a nuisance to his Department  
 and to NBCI Administration I want  
 something but write up grievances on  
 you for everything." You Medical Defendants  
 refuse me treatment claiming per Mental  
 Health Director Bruce Liller "Refer All  
 Gender Related issue with cancer to  
 psychology Department" that was told to  
 me by Defendant Krista Bilek and Def-  
 endant Mambach on several occasions

See EPHA notes Plaintiff Attached All Evidence that she could possible Plaintiff is Denied Mental Health Records from Mr Miller and Defendant Beitzel so unable to provide all to EPHA notes to prove what I'm talking about how Defendant Beitzel Fabricates EPHA notes.

Plaintiff is in dire need of some type of treatment Hormonal therapy, Castration, and Gender Reassignment Surgery Plaintiff is being Neglected by Defendants they are Deliberate Indifference to Plaintiff's Serious Medical Need. all needs to be addressed before Plaintiff is successful at suicide or Death by Misfunction of performing her own Castration Surgery.

#### IV. EXHAUSTION OF LEGAL REMEDYS

Plaintiff Ms Charles Canter, used the prisoner Grievance procedure available at Northbranch Correctional Institution to try and solve the problem also along with Congressman Eligha E. Cummings. On ~~November~~<sup>June</sup> 11, 2016. Filed grievance to warden of NBCI Plaintiff Canter presented the facts relating to this Complaint on on July 1 2016 received a response on Apr 227-16, Plaintiff Canter she was sent a

response stating that the grievance has been denied on the date of July 12/2016. She filed An appeal she appealed to Denise to the Commissioner then to the IGO which was also denied see Attached exhibits.

### V. LEGAL CLAIMS

Plaintiff Ms. Carter, reallege and incorporate by reference paragraphs 1-50.

The deliberate indifference to Medical Needs, unsafe living conditions, Sexual orientation discrimination, violated Plaintiff Ms. Charles Carters rights constituted cruel and unusual punishment, a due process violation's under the Eighth and fourteenth Amendment to the United States Constitution.

Plaintiff Ms. Carter, has no plain, adequate or complete remedy at law to redress the wrongs described herein. Plaintiff has been and will continue to be irreparably injured by the conduct of the defendants unless this court grants the declaratory and injunctive relief which plaintiff seeks.

### VI. Prayer for Relief


WHEREFORE, plaintiff Ms. Canter, respectfully prays that this Court enter judgement granting plaintiff:

1. A declaration that the acts and omissions described herein violated plaintiff's rights under the Constitution and laws of the United States;
2. A preliminary and permanent injunction ordering defendants Mayer; Mamboub; Bilal; Liller; Morphy; Beitcel; Nimes; Barrera; Nervo; Baulcom to provide me the evaluation by a provider qualified to determine a complex diagnosis of Gender Dysphoria, and give me the treatment recommended by that off site specialist; have me evaluated to be castrated and allow me to have Gender reassignment surgery and stop addressing me as Mr. Canter and stop implementing the UNCONSTITUTIONAL Freeze frame policy treat the wife at HAND place me back on Hormones so my Hair on Body and Face will lighten up or slow Growth, or lower my protection level to a therapeutic level and allow my Breast to grow right as to come

To a Agreement to Draft and approve a policy that will help detect, treat and house inmates with Gender dysphoria in to Maryland DPSIS.

3. Compensatory damages in the amount of \$475,000<sup>se</sup> against each Defendant, jointly, and severally.
4. Punitive damages in the Amount of \$200,000<sup>oo</sup> against each defendant.
5. A JURY TRIAL on All ISSUES triable by Jury.
6. Plaintiffs costs in this suit,
7. Any Additional relief this court Deems Just. proper and equitable,
8. Department of Justice to Evaluate DPSIS Freeze Frame policy to determine if it unconstitutional.

DATE: 3-21-2017  
Date


Respectfully submitted  
  
Ms Charles Cante  
476177 / 2979873

14100 McMullen Hwy SW  
Cumberland MD 21502  
Plaintiff pose

VERIFICATION

I have read to Foregoing complaint  
and hereby verify that the matters alleged  
therein are true, except as to matters  
alleged on information and belief, and as  
to those, I believe them to be true. I  
certify under penalty of perjury that the  
foregoing is true and correct.

Executed in Cumberland Maryland  
21502, on 3-21-2017

  
Ms Charles Center  
Plaintiff pose